

Amendment No. 1 to HB0026

**Beavers
Signature of Sponsor**

AMEND Senate Bill No. 423

House Bill No. 26*

FILED

Date _____

Time _____

Clerk _____

Comm. Amdt. _____

By deleting in its entirety all the language following the caption, and by substituting instead the following language:

WHEREAS, The General Assembly recently enacted Chapter 158 of the Public Acts of 2001 to expedite the application process for legal aliens to obtain a Tennessee driver license; and

WHEREAS, This legislation, while well intentioned, has had the unanticipated effect of producing long lines of applicants at the various driver license examination centers, and it has become abundantly clear that the Department of Safety is not adequately staffed to implement the provisions of Public Chapter 158; and

WHEREAS, This legislation has also had the unintended effect of encouraging illegal aliens to apply for a Tennessee driver license, thus creating the long lines that are preventing citizens and legal aliens from obtaining their driver licenses in a timely manner; and

WHEREAS, Since the insurance industry must have a reasonable bench-mark for determining the risks in providing a particular applicant with automobile insurance, which could be a social security number, an alien who obtains a Tennessee driver license without a Social Security number may be impeded in his or her efforts to comply with our financial responsibility laws, even without any revisions to Public Chapter 158; and

WHEREAS, It is most apparent that the General Assembly acted hastily in enacting this legislation into law, and it should be repealed until such time as the issue has been adequately studied and a driver license application process equitable to citizens, legal aliens and state government alike can be implemented; now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

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SECTION 1. Tennessee Code Annotated, Section 55-50-321(c), is amended by deleting subdivision (1), as amended by Chapter 158 of the Public Acts of 2001, in its entirety and by substituting instead the following:

(1) Every application shall state the full name, date and place of birth, sex, county of residence, residence address, including the street address and number or route and box number (or post office box number if the applicant has no bona fide residential street address) of applicant, height, weight, hair and eye color, social security number, and whether any such license has ever been suspended or revoked, or whether an application has ever been refused, and, if so, the date of, and reason for, such suspension, revocation, or refusal, and such other information as the department may require to determine the applicant's identity, competency, and eligibility. The information regarding the applicant's social security number shall be maintained in the records of the department of safety for use as required by any provisions of state or federal law relative to child support establishment or enforcement or for such other purposes as may be required by law. If the department allows the use of a number other than the social security number on the face of the license, and the social security number obtained on the application is kept on file with the department, the department shall so advise the applicant. Any applicant for a Tennessee driver license who desires the assistance of an interpreter in order to make application for a license and complete the required application shall be responsible for procuring such assistance; provided, that nothing contained within the provisions of this part shall be construed or implemented in any

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manner which violates the provisions of the Americans With Disabilities Act, 42 U.S.C. §
12101 *et seq.*

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring
it.